

## **MINUTES – JULY 6, 1999**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 6<sup>th</sup> day of July, 1999, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Jackie Raney.

The Commissioners' Court recessed the Voting Session at 12:16 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 1:50 PM and adjourned at 1:51 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:51 PM and adjourned the Voting Session at 1:51 PM.

The Commissioners' Court reconvened the Voting Session at 1:52 PM.

The Commissioners' Court retired to Executive Session at 2:35 PM.

The Commissioners' Court reconvened the Voting Session at 4:33 PM.

The Commissioners' Court adjourned the Voting Session at 4:37 PM.

The Commissioners' Court record notes that Precinct two Commissioner Karen Sonleitner was not present during this Voting Session.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO APPROVE THE CLOSURE OF DOUBLE FILE TRAIL IN PRECINCT TWO FOR THIRTY WORKING DAYS STARTING JULY 26, 1999 FOR THE PURPOSE OF ROAD RECONSTRUCTION. (9:14 AM)

**Motion by** Commissioner Gómez **and seconded by** Judge Biscoe to open the Public Hearing.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to close the Public Hearing.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**Clerk's Note:** The action Item for Item 1 is Item C8. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

## RESOLUTIONS & PROCLAMATIONS

2. APPROVE A RESOLUTION RECOGNIZING SARA MINNETTE POWELL'S CONTRIBUTION TO COUNTY GOVERNMENT AND TWENTY-FOUR (24) YEARS OF DEDICATED SERVICE TO THE CITIZENS OF TRAVIS COUNTY AND THE JUSTICE OF THE PEACE, PRECINCT THREE. (9:17 AM)

**Members of the Court heard from:** Sara Powell, Justice of the Peace, Precinct 3; and Scott Davis, Judge, Justice of the Peace Precinct 3.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Davis to approve Item 2.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, President, East Austin Concerned Hispanics; Fred Dupuy, I-35 Airport Blvd. Neighborhood Organization; Kenneth Snyder, Private Citizen; and Harvey Segall, Private Citizen. (9:20 AM)

**CONSENT ITEMS**

3. **Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C8, and Items 9, 18, 21, 22, 23, 24, 26, and 30. (9:40 AM)

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3. APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF JUNE 17, 1999 AND JUNE 22, 1999.
- C4. APPROVE PLAT FOR RECORDING IN PRECINCT THREE : JOHN H. CARRELL SUBDIVISION – (SHORTFORM – NO FISCAL – 3 LOTS – 3.001 ACRES – BEE CAVES ETJ – RANCH ROAD 620 SOUTH – ONSITE SEWAGE FACILITIES.
- C5. APPROVE SETTING A PUBLIC HEARING DATE OF AUGUST 3, 1999 FOR THE RESUBDIVISION OF LOTS 279, 280 & 281, TRAVIS SETTLEMENT SECTION 5, A PLAT FOR RECORDING IN PRECINCT THREE: - (SHORTFORM – NO FISCAL – 2 LOTS – 3.956 ACRES – OETJ – CORDOLL LANE – ONSITE SEWAGE FACILITIES).
- C6. APPROVE SETTING A PUBLIC HEARING DATE OF JULY 20, 1999 TO APPROVE TEMPORARY ROAD CLOSURE OF BITTING SCHOOL ROAD BETWEEN LOCKWOOD ROAD AND LITTING ROAD FOR THE DURATION OF THE BRIDGE REPLACEMENT CONSTRUCTION PROJECT, RUNNING APPROXIMATELY FROM JULY, 1999 TO DECEMBER, 1999.
- C7. APPROVE SETTING A PUBLIC HEARING DATE OF JULY 20, 1999 TO APPROVE TEMPORARY ROAD CLOSURE OF OLD KIMBRO ROAD BETWEEN HET 290 EAST AND FM 1100 FOR THE DURATION OF THE BRIDGE REPLACEMENT CONSTRUCTION PROJECT, RUNNING APPROXIMATELY FROM JULY, 1999 TO DECEMBER, 1999.
- C8. APPROVE THE CLOSURE OF DOUBLE FILE TRAIL in PRECINCT TWO FOR THIRTY WORKING DAYS STARTING JULY 26, 1999 FOR THE PURPOSE OF ROAD RECONSTRUCTION.

**PLANNING & BUDGET DEPARTMENT ITEMS**

4. DISCUSS AND APPROVE PROPOSED FY 2000 FINE AND FEE CHANGES.  
(9: 41 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Michelle Brinkman, Chief Deputy, District Clerk's Office; Steven Broberg, Director, Records Management and Communication Resources (RMCR); and Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Discussion only.

Item 4 to be reposted July 13, 1999.

5. A. APPROVE GRANT CONTRACT FOR REACH OUT AND READ GRANT PROGRAM AWARD FROM BOSTON MEDICAL CENTER FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (9:53 AM)

**Members of the Court heard from:** Michelle Brinkman, Chief Deputy, District Clerk's Office; Leroy Nellis, Budget Manager, PBO; and Tamara Armstrong, Assistant County Attorney, Transaction Division.

- B. APPROVE ESTABLISHMENT OF DISTRICT CLERK'S JURY MANAGEMENT FEE OF \$15.00. (9:59 AM)

**Members of the Court heard from:** Michelle Brinkman, Chief Deputy, District Clerk's Office; Leroy Nellis, Budget Manager, PBO; Christian Smith, Executive Manager, PBO; and Tamara Armstrong, Assistant County Attorney, Transaction Division.

Discussion only.

Item 5.A & B. to be reposted July 13, 1999.

6. APPROVE BUDGET ADMENDMENTS AND TRANSFERS. (10:08 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; and Alan Miller, Budget Analyst, PBO.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to approve Item 6.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

7. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (10:15 AM)

A. APPROVE GRANT APPLICATION FOR TRANSPORTATION ENHANCED PROGRAM WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR TNR DEPARTMENT.

**Members of the Court heard from:** Alan Miller, Budget Analyst, PBO; and Joe Gieselman, Executive Manager, TNR.

B. APPROVE GRANT CONTRACT FOR DEL VALLE TITLE V: JUVENILE DELINQUENCY SERVICES DEPARTMENT. (10:21 AM)

**Members of the Court heard from:** Alan Miller, Budget Analyst, PBO.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 7.A & B.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**ADMINISTRATIVE OPERATIONS ITEMS**

8. CONSIDER REVISIONS TO EMPLOYEE MOBILITY POLICY (10.030), AND TAKE APPROPRIATE ACTION. (10:23 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Carlotta Valdez, Compensation and Benefits Manager, HRMD; and Barbara Wilson, Assistant County Attorney, Transaction Division.

Discussion Only.

Item 8 to be reposted on July 13, 1999.

9. APPROVE BUILDING VARIANCE REQUEST TO TEXAS DEPARTMENT OF LICENSING AND REGULATION (TDLR) FOR THE POST ROAD RENOVATION PROJECT. (9:40 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

10. APPROVE AMENDMENT TO LEASE FOR COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) SOUTHPARK BUSINESS PARK WITH TRANSWESTERN PROPERTIES. (10:43 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations.

Item 10 postponed until July 13, 1999.

11. CONSIDER REQUEST TO AUTHORIZE PAYROLL DEDUCTION FOR MONTHLY DUES FOR COUNTY EMPLOYEES WHO ARE MEMBERS OF THE FRATERNAL ORDER OF POLICE. (10:44 AM)

**Members of the Court heard from:** Kevin Miskell, Constable, Precinct 3; and Susan Spataro, County Auditor.

Discussion Only.

Item 11 to be reposted July 13, 1999.

**12. APPROVE PERSONNEL AMENDMENTS. (10:51 AM)**

**Members of the Court heard from:** Carlotta Valdez, Compensation and Benefits Manager, HRMD.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 12.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**TRANSPORTATION & NATURAL RESOURCES DEPARTMENT ITEMS**

**13. A. APPROVE ACCEPTANCE OF DEDICATION OF THE NEW CUL-DE-SAC AT THE END OF MATLE DRIVE IN WESTVIEW ON LAKE AUSTIN PHASE B, P.U.D., A SUBDIVISION IN PRECINCT THREE. (11:17 AM)**

**B. APPROVE LICENSE AGREEMENT WITH SOMERSET AT WESTVIEW HOMEOWNERS ASSOCIATION, INC. TO APPROVE PRIVATE IMPROVEMENTS IN RIGHT-OF-WAY OF MATLE DRIVE IN WESTVIEW ON LAKE AUSTIN PHASE B, P.U.D., IN PRECINCT THREE. (11:17 AM)**

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by Commissioner Baxter and seconded by Commissioner Gómez** to approve Item 13.A & B.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes



14. RATIFY THE BALCONES CANYONLANDS CONSERVATION PLAN COORDINATING COMMITTEE'S ONE-YEAR EXTENSION OF THE FEE STRUCTURE FOR PARTICIPANTS IN THE BALCONES CANYONLANDS CONSERVATION PLAN. (11:24 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 14.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

## JUSTICE AND PUBLIC SAFETY ITEMS

15. RECEIVE STATUS UPDATE ON NEGOTIATIONS WITH SETON OVER STARFLIGHT AND TAKE APPROPRIATE ACTION. (11:25 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS).

Discussion Only.

16. REVIEW AND DISCUSS STATUS OF PLAN FOR CENTRAL BOOKING AND MAGISTRATION AND OTHER ISSUES RELATED TO THE NEW CRIMINAL JUSTICE CENTER, AND TAKE APPROPRIATE ACTION. (11:34 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, JPS; Kati Broderick, Manager, JPS; Dan Richards, Deputy Chief, Travis County Sheriff's Office (TCSO); Alicia Perez, Executive Manager, Administrative Operations; Leroy Nellis, Budget Manager, PBO; Jim Barr, Contract Administrator, Facilities Management; Susan Spataro, County Auditor; and Margo Frasier, Travis County Sheriff.

Discussion Only.

Item 16 to be reposted on July 13, 1999.

**PLANNING AND BUDGET DEPT. ITEMS**

17. CONSIDER CONCERNS RAISED BY NEARBY COUNTY RESIDENTS REGARDING THE CONSTRUCTION PROCESS AND THE EFFECTS OF CONSTRUCTION ON THE NEIGHBORHOOD, AND TAKE APPROPRIATE ACTION. (12:00 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Mike Barrow, Construction Project Manager, Fluor Daniel.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item 17.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**PURCHASING DEPARTMENT ITEMS**

18. APPROVE CONTRACT AWARD TO CYNTHIA BRINSON, M.D. FOR THE PROVISION OF PROFESSIONAL NURSING, CERTIFIED MEDICATION AIDE, CERTIFIED NURSING ASSISTANT, MEDICAL RECORDS TECHNICIAN, PHYSICAL THERAPY, AND OCCUPATIONAL THERAPY SERVICES FOR THE TRAVIS COUNTY DETENTION FACILITIES. (9:40 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

19. APPROVE CONTRACT AWARD FOR TESTING AND REPAIR OF TRAVIS COUNTY COURTHOUSE COOLING TOWERS, IFB B990065-DM. (2:16 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 19.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 20.** APPROVE PURCHASE OF SEVEN (7) AMBULANCES FROM TAYLOR MADE THROUGH THE SECOND INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN, APPROVED ON MARCH 1, 1999. (2:18 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 20.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 21.** APPROVE MODIFICATION NO. 2 TO CONTRACT MA950074 WITH BLOOMBERG L.P. FOR PROVIDING FINANCIAL MARKETS AND COMMODITIES NEWS SERVICE; CONTRACT APPROVED ON SEPTEMBER 21, 1993. (9:40 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22.** APPROVE CONTRACT AWARD OF AVID NONLINEAR VIDEO EDITING SYSTEM WITH MAINTENANCE SUPPORT, RFO# O990075-TF, TO THE LOW QUALIFIED OFFEROR, TEXAS MEDIA SYSTEMS. (9:40 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

23. APPROVE CONTRACT AWARD FOR EROSION CONTROL SERVICES, IFB# B990080-JP, TO THE LOW QUALIFIED BIDDER, AFS ENVIRONMENTAL, INC. (9:40 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

24. APPROVE CONTRACT AWARDS FOR THE PROVISION OF HEAVY DUTY MACHINERY, ORIGINAL EQUIPMENT MANUFACTURERS' (OEM) PARTS, IFB# B990060-MG, TO THE LOW QUALIFIED BIDDERS: CONEQUIP S.A., INC., DAVIS TRUCK & EQUIPMENT OF SAN ANTONIO, INC., PROFESSIONAL TURF PRODUCTS, Z-WATERWORKS, INC. (9:40 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

25. APPROVE CONTRACT AWARDS FOR FURNITURE, IFB# B990067-OJ, TO THE LOW QUALIFIED BIDDERS, BT OFFICE PRODUCTS, ROCKFORD BUSINESS INTERIORS, OFFICE DEPOT, AND SHELTON-KELLER GROUP; REJECT ALTERNATIVE BIDS & DRAW LOTS FOR THE BID. (2:18 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item 20.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

26. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS960295-LH, AUSTIN CHILD GUIDANCE CENTER, FOR PROVISION OF ADDITIONAL MENTAL HEALTH SERVICES FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK; CONTRACT APPROVED ON JUNE 11, 1996. (9:40 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**OTHER ITEMS**

27. CONSIDER REQUEST BY AMERICAN INSTITUTE FOR LEARNING TO JOIN TEXAS RESTAURANT ASSOCIATION EDUCATION FOUNDATION TO ASSIST UNEMPLOYED AND UNDER-EMPLOYED PERSONS AT A COST OF \$30,000. (1:52 PM)

**Members of the Court heard from:** Richard Halpin, Founder, American Institute for Learning; Laurie Donnell, Foundation Development Worker, Texas Restaurant Association Education Foundation.

Discussion Only.

Item 27 to be reposted on July 13, 1999.

28. CONSIDER REQUEST OF LOWER COLORADO REGIONAL WATER PLANNING GROUP FOR COUNTY TO PAY ALLOCATED SHARE OF \$7,788.00. (2:21 PM)

Item 28 postponed until July 13, 1999.

29. CONSIDER REQUEST FROM NORTH AMERICA'S SUPERHIGHWAY COALITION, INC. FOR COUNTY PAYMENT OF \$1500 TOWARD I-35, I-94 AND I-29, TRADE CORRIDOR STUDIES PURSUANT TO THE TRANSPORTATION EQUITY ACT, AND TAKE APPROPRIATE ACTION. (2:23 PM)

**Members of the Court heard from:** John Hille, Assistant County Attorney, Transaction Division; Joe Gieselman, Executive Manager, TNR.

Discussion Only.

Item 29 to be reposted July 13, 1999.

30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:40 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

## EXECUTIVE SESSION ITEMS

Note 1 -Gov't Code Ann 551.071, Consultation with Attorney

Note 2 -Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

Note 4 - Gov't Code Ann 551.076, Security

- 31.** A. DISCUSS THE SPACE PROVIDED UNDER THE LEASE AGREEMENT BETWEEN TRAVIS PROPERTIES AND TRAVIS COUNTY FOR SPACE AT 207 W. 9<sup>TH</sup> STREET FOR CRIMINAL JUSTICE PLANNING, EMERGENCY SERVICES AND THE COUNTY ATTORNEY AND THE IMPACT OF FISCAL YEAR 2000 BUDGET PROPOSALS ON THE AGREEMENT. <sup>2</sup> (2:32 PM) (4:33 PM)
- B. DISCUSS ANY APPROPRIATE MODIFICATIONS TO THE LEASE BETWEEN TRAVIS PROPERTIES AND TRAVIS COUNTY FOR SPACE AT 207 W. 9<sup>TH</sup> STREET. <sup>2</sup> (2:32 PM) (4:33 PM)

Judge Biscoe announced that Item 31.A and B would be considered in Executive Session.

Item 31.A & B postponed until July 13, 1999.

- 32.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CAUSE NO. 98-50464. AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:32 PM) (4:33 PM)

Judge Biscoe announced that Item 32 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to authorize that the amount of \$43,683.78 be deposited into the registry of the court in the Travis County Vs Rylander Investment Company matter.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

33. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER PROPOSAL TO MEDIATE AND/OR APPOINT REPRESENTATIVE FROM MEDIATION IN ELVINA YANES, JANET CISNEROS, AND PATRICIA MITCHELL VS. MARGO FRASIER ET AL. AND/OR TAKE APPROPRIATE ACTION; (FRASIER; EMPLOYMENT CLAIMS). <sup>1</sup> & <sup>3</sup> (2:32 PM) (4:33 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND ACCEPT, REJECT OR COUNTER SETTLEMENT OFFERS IN ELVINA YANES, JANET CISNEROS AND PATRICIA MITCHELL VS. MARGO FRASIER ET AL. AND/OR TAKE APPROPRIATE ACTION. <sup>1</sup> & <sup>3</sup> (2:32 PM) (4:33 PM)

Judge Biscoe announced that Item 33.A & B would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to counter the settlement offer, reject the settlement offer on the table, and counter in the amount of \$18,523.35.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	abstain
Precinct 4, Commissioner Margaret J. Gómez	-	yes

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN VAN P. CALLAHAN V. SHERIFF MARGO FRASIER, ET AL; CAUSE NO. A-98-CA-218-SS; (CALLAHAN; FRASIER, § 1983; CRUEL AND UNUSUAL PUNISHMENT). <sup>1</sup> (2:33 PM)

Item 34 postponed until July 13, 1999.

35. ACCEPT, REJECT OR COUNTER OFFER OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING, PROJECT NO. 97B02-18-2PA, PARCEL 5 N.E. PARK ACCESS ROAD (OWNER: STEVEN MICHAEL ANDERSON AS TRUSTEE OR THE ROBERT F. ANDERSON NON-REVOCABLE ACTION. (GIESELMAN; CONDEMNATION) <sup>1</sup> (2:33 PM)

Item 35 postponed until July 13, 1999.

36. APPROVE RIGHT-OF-ENTRY FOR NORTHEAST TRAVIS COUNTY PARK TRACT FOR PARK ACCESS AT PFLUGERVILLE ROAD (OWNER: STEVEN MICHAEL ANDERSON, TRUSTEE, ET AL) AND/OR TAKE APPROPRIATE ACTION). <sup>1</sup> (2:32 PM) (4:34 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

Item 36 postponed until July 13, 1999.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, OR APPEAL SPECIAL COMMISSIONERS' AWARD ON CIP PROJECT NO. 2-009, PARCEL 52A; R.M. 620 STATE OF TEXAS VS. JOHN JOSEPH, ET AL (CONDEMNATION CASE) <sup>1</sup> & <sup>2</sup> (2:32 PM) (4:34 PM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to accept the settlement offer in the amount of \$367,800.00.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

38. A. RECEIVE UPDATE FROM THE COUNTY ATTORNEY'S OFFICE ON STATUS OF CONSTRUCTION OF THE CRIMINAL JUSTICE CENTER BY M.W. BUILDERS, INC. AND TAKE APPROPRIATE ACTION. <sup>1</sup> & <sup>2</sup> (2:32 PM) (4:35 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER DUE TO DELAYS BY M.W. BUILDERS AND TAKE APPROPRIATE ACTION. (2:32 PM) (4:35 PM)

Judge Biscoe announced that Items 38.A and B would be considered in Executive Session.

No action taken on Item 38.A.

Item 38.A and B to be reposted on July 13, 1999.



**THE FOLLOWING ITEMS ARE ADDENDA:**

- A.1** PROVIDE DIRECTION ON WHETHER COUNTY EMPLOYEES WHO ENROLL IN A NON-TRAVIS COUNTY HEALTH CARE PLAN WILL RECEIVE “ADD PAY” IN THE AMOUNT OF \$116.39 PER MONTH, WHICH IS ONE-HALF THE MONTHLY HMO PREMIUM COST. (10:55 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Dan Mansour, Risk Manager, HRMD; Susan Spataro, County Auditor; Bill McLemore, Veteran’s Services Officer, TC Veterans’ Services Office; Jim Collins, Executive Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item A.1.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- A.2** A. APPROVE AND EXECUTE THE RIGHT-OF-WAY AGREEMENT BETWEEN LAKEWAY PLAZA PARTNERS, A TEXAS GENERAL PARTNERSHIP AND TRAVIS COUNTY TEXAS TO ACQUIRE RIGHT-OF-WAY FOR THE LOHMAN’S CROSSING ROAD RECONSTRUCTION PROJECT. (2:28 PM)
- B. APPROVE AND EXECUTE THE RIGHT-OF-WAY AGREEMENT BETWEEN ALBERTSON’S INC., A DELAWARE CORPORATION, AND TRAVIS COUNTY, TEXAS TO ACQUIRE RIGHT-OF-WAY FOR THE LOHMAN’S CROSSING ROAD RECONSTRUCTION PROJECT. (2:28 PM)
- C. CONSIDER BIDS RECEIVED FOR CONSTRUCTION OF IMPROVEMENTS TO LOHMAN’S CROSSING ROAD, IFB #B990706-JG, AND TAKE APPROPRIATE ACTION. (2:28 PM)

**Members of the Court heard from:** Joe Gieselman, TNR.

Discussion Only.

Item A.2.A, B, and C to be reposted on July 13, 1999.

**A.3 APPROVE PURCHASE FOR THE PROCUREMENT OF LIFEPAK 12  
MONITOR/DEFIBRILLATORS FROM MEDTRONIC PHYSIO-CONTROL  
CORPORATION. (2:20 PM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Item A.3.

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Todd Baxter	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

## ADJOURNMENT

**Motion by Commissioner Davis and seconded by Commissioner Gómez** to adjourn the Voting Session. (4:37 PM)

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**